

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

John D. Dobak, III et al.

Serial No.: 10/039,466

Filed: January 3, 2002

) Title: Method and Device for
) Performing Cooling- or
) Cryo-Therapies for e.g.,
) Angioplasty with Reduced
) Restenosis or Pulmonary
) Vein Cell Necrosis to Inhibit
) Atrial Fibrillation
) Examiner: Kearney
)
) Group Art 3739
) Unit:

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FAX RECEIVED

SEP 09 2003

GROUP 3700

Please amend the application as follows:

I hereby certify that this correspondence is being
deposited to the USPTO by facsimile to no. 1-
703-308-0758, on:

September 8, 2003

(Date of Deposit)

Brenda L. Godfrey

(Name of the Person Making the Deposit)

(Signature)

September 8, 2003

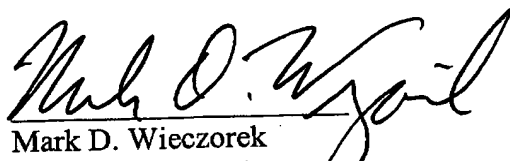
(Date of Signature)

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Per a set of two telephone voicemails exchanged on September 4 and 5, 2003, between the Examiner and the Applicant, the same have agreed that a correct election (of claims 15-24) was made via preliminary amendment on January 3, 2003, but that an inadvertent incorrect and contrary election (of claims 1-14) was made via telephone on May 28, 2003. Per the voicemails, the Examiner has agreed to ignore the telephonic election and to issue a new non-final office action on Claims 15-24. Applicants request consideration of these claims.

No fees are believed to be due in connection with this paper. However, If any fees are required, authorization is hereby given to the Assistant Commissioner for Patents to charge the same to Deposit Account No. 50-0914.

Date: Sept. 8, 2003


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